

United States of America,  
vs.

Plaintiff,

Case No.: 23-cr-00235-GKF-3  
Date: 10/22/2024  
Court Time: 12:21 p.m. to 12:40 p.m.

Nicholas Lawrence Guilfoyle,

Defendant(s).

MINUTE SHEET - SENTENCING

Gustavo A Gelpi, Jr, U.S. District Judge  
Counsel for Plaintiff: Atilla Bogdan  
Probation Officer: Logan Harrison

L. Lewis, Deputy Clerk  
Counsel for Defendant: Stephen G Layman  
Interpreter:

Leslie Ruiz, Reporter  
Crt Rm 4  
Appt.

sworn;  N/A

- Defendant appears in person with counsel  
 Plaintiff & Defendant reviewed PSI:  Obj by:  Pltf  Deft;  No Obj;  Court adopts/accepts  
 18:3553 Findings re: PSI/Sentence made;  Findings re: Plea Agreement Accepted  
 Court affirms finding of guilt and accepts guilty plea before U.S. Magistrate Judge  
 Sentence re: Guideline;  Findings made;  Departure:  Variance:  Upward  Downward  
 Defendant and counsel asked if they care to say anything before sentence is pronounced, and no cause to the contrary being shown  
 Motion [Dkt. 65]:  Granted  Denied  Granted/Denied in part  Moot

**SENTENCE: As to Count(s) 5**

**of the Indictment :**

- Bureau of Prison for a term of 70 months  Concurrent  Consecutive  Not Imposed  
 Supervised Release for term of 3 years  Concurrent  Consecutive  Not Imposed  
 Fine: \$  With Interest  Interest Waived  Not Imposed  
 Special Monetary Assessment \$ 100  Due Immediately  As Directed

**STANDARD CONDITIONS as previously adopted by this court including the following additional conditions:**

- Firearm, Ammunition, et al Restriction  
 DNA Sample  
 Controlled Substances Restriction  
 Drug Testing  Drug Testing Suspended  
 Alcohol Abstinence  
 Anger Management  
 Community Confinement - \_\_\_\_ months  
 Community Service - \_\_\_\_ hours  
 Computer Restriction  
 Curfew - \_\_\_\_ months\*  
 Domestic Violence Program  
 Financial
- Gambling;  to include treatment  
 Home Detention Condition - \_\_\_\_ months\*  
 Immigration  
 Mental health  to include treatment  
 No contact with Victim  
 Search & Seizure  
 Sex Offender - Paragraphs .  
 Sober Living  
 Substance Abuse Treatment & Testing  
 Workforce Development

\*Entire cost of the electronic monitoring shall be paid by:  Prob  Deft

- Defendant advised of right to appeal  
 Appeal affidavit required

Court recommends to BOP:

- Designate a facility located in or near: Closest facility to Tulsa, OK  
 Maximum Security Facility where Incoming and Outgoing Mail is monitored  
 Residential Drug Abuse Treatment  Mental/Medical Evaluation  
 Most comprehensive substance abuse treatment available  
 Other: \_\_\_\_\_

- Remaining counts ordered dismissed: None as to this Defendant

- Defendant remanded to custody of U.S. Marshal

**Additional Minutes:** Discussion held regarding Government's Motion (Docket No. 65); Defendant states on the record he will not be appealing his sentence.